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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/627,362	07/28/2000	Thorsten Melcher	019488-000710US	3565

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EXAMINER
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CHAKRABARTI, ARUN K

ART UNIT	PAPER NUMBER
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Please find below and/or attached an Office communication concerning this application or proceeding.



UNITED STATES  
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UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY  
AND DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231

MAR 24 2003

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#9

In re Application of :  
Thorsten Melcher et al. :  
Serial No.: 09/627,362 : WITHDRAWAL OF ABANDONMENT  
Filed: July 28, 2000 :  
Attorney Docket No.: AGYT-013 :

This is in response to applicants' petition under 37 CFR 1.181, filed November 7, 2002, requesting withdrawal of the holding of abandonment based on the timely filing of a response to the Office action mailed August 29, 2001.

A review of the file history shows that the examiner mailed an Office action (non-final rejection) to applicants on August 29, 2001, setting a three month statutory time period for reply. On September 4, 2002 the examiner mailed a notice of abandonment for failure to respond to the outstanding Office action.

Applicants state that a response, including an amendment and a petition for 2 month extension of time, was filed by facsimile on January 28, 2002, as evidenced by the properly executed Certificate of Facsimile Transmission on the reply. Applicants provide a copy of the submitted reply with the petition, and also a copy of the auto reply facsimile transmission signifying receipt by the USPTO. In view of this evidence, applicants are considered to have submitted a timely reply.

Applicants' petition is **GRANTED**. The application is restored to pending status with the mailing of this decision and will be forwarded to the examiner for consideration of the amendment.

Should there be any questions with regard to this letter please contact Bruce Campell by letter addressed to the Director, Technology Center 1600, Washington, DC 20231, or by telephone at (703) 308-4205 or by facsimile transmission at (703) 746-5006.

John Doll  
Director, Technology Center 1600